

**Tom Taggart
Attorney at Law**

Tel. (740) 594-9655

RECEIVED 8 North Court St. Rm. 307
Athens, Ohio 45701

RECEIVED FAX (740) 594-9118

JAN 13 1998

JAN 13 1998

January 8, 1998

FCC MAIL ROOM

FCC MAIL ROOM

To Sharon McDonald
#202-418-2053
By FAX;

RE: MM docket No. 97-129, RM 9076
New Martinsville, W.V. Ch. 222A

To The Office of the Secretary,
Federal Communications Commission
445 12th St. SW
Room TW-A325
Washington D.C. 20554

Greetings:

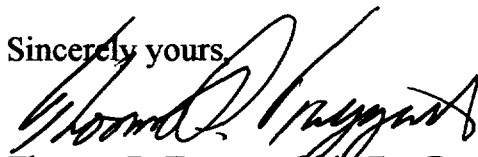
Enclosed please find an original and four copies of our request for leave to allow the late filing of our expressions of continuing interest in this proceeding to amend the FM Table of Allotments at New Martinsville, W.V. in response to the Notice of Proposed Rulemaking in this proceeding issued May 9, 1997

I believe that our expressions of continuing interest were filed in June of 1997, probably about the second week. I remember preparing the filing because the first of that month I returned from vacation to find my county position with the Department of Human Services had been restructured and that I had a new supervisor. Hence I prepared the filing at the radio station, rather than at my office at the time. However, at this time, I cannot find a copy of that filing.

This channel was proposed in an attempt to resolve the ongoing proceeding over Channel 258A, 99.5 New Martinsville, where we and the owner of local station WETZ AM/FM had mutually exclusive applications. As indicated in the Notice of Rule Making, unless other parties submitted expressions of interest in this assignment, we would be permitted to amend our pending application for Ch. 258A to specify operation on Channel 222A, thereby allowing both our application and the other application to be granted.

We will continue to search for this earlier copy and supply a copy if found.

Sincerely yours,



Thomas P. Taggart, Ohio Bar Reg. #0003676
Attorney for Seven Ranges Radio Co., Inc.

No. of Copies rec'd
List ABCDE

0+4

Before the
FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C. 20554

IN THE MATTER OF :

Amendment of Section 73.202(b)	:	MM docket No. 97-129
Table of Allotments	:	RM-9076
FM Broadcast Stations,	:	
(New Martinsville, W.V. Ch.222A)	:	

REQUEST FOR LEAVE TO PERMIT A LATE FILING:
EXPRESSION OF CONTINUING INTEREST OF
SEVEN RANGES RADIO CO. INC. (PETITIONER)

1. Seven Ranges Radio requested the allotment of Ch. 222A to New Martinsville, W.V. in order to resolve a separate proceeding whereby Seven Ranges and Nelson Hachem both filed applications for Ch. 258A at New Martinsville.

2. As noted in the Notice of Proposed Rule Making issue in this proceeding on May 9, 1997, this channel would be assigned without cut-off protection to Seven Ranges if other expression of interest were filed in response to the NPRM. However, except for a filing by Nelson Hachem, (the other applicant for Ch. 258A) which supported this proposal as a means of expediting his application for 258A, no other party has filed an expression of interest in applying for channel 222A at New Martinsville.

3. It is our belief that Seven Range's Expression of Continuing Interest was filed sometime in the first full week of June, 1997. However, for whatever reason, Commission records do not reflect this.

4. Therefore we request leave to allow a late filing of our expression of continuing interest in the allocation of Ch. 222A to New Martinsville, W.V..

5. Further we hereby state our intention to take the necessary steps to obtain a construction permit and will then build a facility at New Martinsville for Ch. 222A if this channel is allotted to that community.

6. Since we have a pending application for Ch. 258A, we would propose to do this, upon allocation of the channel, by amending that proposal to specify operation on Ch. 222A rather than 258A. Our engineering analysis indicates this would probably be

the only change needed to this application. This would, in turn, permit Mr. Hachem's application for 258A to be granted. This would be in accordance with paragraph 3 of the original Notice of Proposed Rule Making.

7. As no other parties have filed an expression of interest in applying for a construction permit for Ch. 222A, New Martinsville, the Commission's Notice, again in paragraph 3, would indicate that we would have cut-off protection of our amended application.

Respectfully submitted by

A handwritten signature in black ink, appearing to read "Thomas P. Taggart", is written over the typed name.

Thomas P. Taggart Ohio Bar #0003676

C/O WRRR-FM, P.O. Box 374

St. Marys, W.V. 26170

Tel. (740) 594-9655

FAX (740) 594-9118